

**SUPREME COURT MINUTES
WEDNESDAY, SEPTEMBER 10, 2008
SAN FRANCISCO, CALIFORNIA**

S056765

**PEOPLE v. PARSON
(RICHARD RAY)**

The petition for rehearing is denied.

S116750

**DAVIS (STANLEY
BERNARD) ON H.C.**

Order to show cause issued

The Director of the Department of Corrections and Rehabilitation is ordered to show cause in this court, when the matter is placed on calendar, why the relief prayed for should not be granted on the following grounds alleged in the petition for writ of habeas corpus filed on June 16, 2003:

- 1) false evidence that was substantially material or probative with respect to the special circumstances findings and the penalty determination was introduced at petitioner's trial, as alleged in claim G;
- 2) defense counsel rendered ineffective assistance by failing to object to the prosecutor's biblical references, as alleged in claim K;
- 3) petitioner is mentally retarded, as alleged in claim N;
- 4) defense counsel rendered ineffective assistance by failing to object to the prosecutor's comments accusing the defense of fabrication, as alleged in claim O;
- 5) cumulative prejudice arises from the facts alleged in claims K and O, as alleged in claim Q; and
- 6) cumulative prejudice arises from the facts alleged in claims G, K, O and Q, as alleged in claim S.

The return must be filed on or before October 10, 2008.

Baxter, Chin, and Corrigan, JJ., would issue the order to show cause as to claim N only.

Votes: George, C. J., Kennard, Werdegar, and Moreno, JJ.

S165269

B198855 Second Appellate District, Div. 4

**SUTTON (VINCENT) v.
INTERINSURANCE
EXCHANGE OF THE
AUTOMOBILE CLUB OF
SOUTHERN CALIFORNIA**

Review granted/briefing deferred (8.512(d)(2) civil case)

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Delgado v. Interinsurance Exchange*, S165269 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S070780

**SMITHEY (GEORGE
HATTON) ON H.C.**

OSC issued, returnable in Superior Court (Atkins claim)

The Director of the Department of Corrections and Rehabilitation is ordered to show cause in the Calaveras County Superior Court, when the matter is placed on calendar, why petitioner's death sentence should not be vacated and petitioner sentenced to life imprisonment without possibility of parole on the ground that he is mentally retarded within the meaning of *Atkins v. Virginia* (2002) 536 U.S. 304, as alleged in claim no. XIV of the petition for writ of habeas corpus filed June 1, 1998. (See *In re Hawthorne* (2005) 35 Cal.4th 40.) The return is to be filed on or before October 10, 2008.

Claim XXII in the petition for writ of habeas corpus filed June 1, 1998, is denied as premature, without prejudice to its renewal after an execution date is set. All other claims in the petition are denied on the merits.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S165043

B204908 Second Appellate District, Div. 4

**LEUNG (AIDEN) BY &
THROUGH HIS GUARDIAN
AD LITEM LEUNG (NANCY)
v. VERDUGO HILLS
HOSPITAL**

Review granted; transferred to Court of Appeal, Second Appellate District, Division Four, to issue OSC

The petition for review is granted.

The matter is transferred to the Court of Appeal, Second Appellate District, Division Four, with directions to vacate its order denying supersedeas and to issue an order directing respondent Superior Court of Los Angeles County to show cause why the relief sought in the petition should not be granted.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S163888 A109300 First Appellate District, Div. 5 **HARVEY (MARIETTA) v. SYBASE, INC.**

Dismissal order filed

Pursuant to the request of the parties, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S130190 **DAVIS (STANLEY BERNARD) ON H.C.**

Petition for writ of habeas corpus denied (AA)

The petition for writ of habeas corpus filed on October 21, 2004, is denied on the merits.

S164158 C054954 Third Appellate District **PEOPLE v. JACKSON (ALONZO ELMER)**

Petition for review denied

S164351 C056336 Third Appellate District **PEOPLE v. JONES (XAVIER CLEVELAND)**

Petition for review denied

S164415 B203532 Second Appellate District, Div. 7 **F. (S.), IN RE**

Petition for review denied

S164459 F052238 Fifth Appellate District **PEOPLE v. BARTLETT (JAMES LYNN)**

Petitions for review denied

S164497 B200970 Second Appellate District, Div. 2 **PEOPLE v. JONES (RAYMOND NILLIS)**

Petition for review denied

S164540 E043284 Fourth Appellate District, Div. 2 **PEOPLE v. CHANDLER (BEN)**

Petition for review denied

S164560 A116473 First Appellate District, Div. 1
(JAIME

Petition for review denied

PEOPLE v. CHAVIRA
DELGADO)

S164577 H030529 Sixth Appellate District

Petitions for review denied

PEOPLE v. ADAMS (ERIC
SHAWN)

S164606 D048913 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. SMITH
(LAWRENCE
CHRISTOPHER)

S164653 F052334 Fifth Appellate District

Petition for review denied

PEOPLE v. VASQUEZ
(THOMAS)

S164688 B195332 Second Appellate District, Div. 3

Petition for review denied

ADELMAN (JASON) v.
SPARKS NETWORK
LIMITED

S164697 G038460 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. VANHORN
(WILLIAM ERIC)

S164715 C055138 Third Appellate District

Petition for review denied

PEOPLE v. WATSON
(LARRY)

S164724 H030630 Sixth Appellate District

Petition for review denied

PEOPLE v. URIBE (AGUSTIN
SANTILLAH)

S164771 A116157 First Appellate District, Div. 2

Petition for review denied

PEOPLE v. PONCE (JESUS ANTONIO)

S164808 D051005 Fourth Appellate District, Div. 1

Petition for review denied

BLAIR (JOHN) ON H.C.

S164818 B198086 Second Appellate District, Div. 6

Petition for review denied

PEOPLE v. CROSBY (LAKEITH CORNAE)

S164835 B199163 Second Appellate District, Div. 2

The petition for review is denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court decides *Oregon v. Ice*, No. 07-901.

PEOPLE v. DIAZ (WILLIAM)

S164841 B195996 Second Appellate District, Div. 8

Petition for review denied

PEOPLE v. NELSON (TODD)

S164850 D050570 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. BERTAUX (ANDREA JEANNE)

S164852 B200707 Second Appellate District, Div. 1

Petition for review denied

PEOPLE v. CHATTERS, JR., (RONALD)

S164857 A114150 First Appellate District, Div. 1

Petition for review denied

PEOPLE v. BARRIOS (KEVIN LEE)

S164889 A112794 First Appellate District, Div. 4

PEOPLE v. LANG (BINDHU MADHAVA)

Petition for review denied

S164895 H031660 Sixth Appellate District

PEOPLE v. OLSEN (DONNA MAE)

Petitions for review denied

S164904 B202017 Second Appellate District, Div. 8
Petition for review denied

PEOPLE v. DIAZ (JOE)

S164907 C055693 Third Appellate District
Petition for review denied

L. (LORENZO), IN RE

S164908 B189166 Second Appellate District, Div. 2

CAL-CITY CONSTRUCTION, INC. v. WILSON, ELSE, MOSKOWITZ, EDELMAN & DICKER LLP.

Petition for review denied

S164915 B193296 Second Appellate District, Div. 7

PEOPLE v. ALLEN (JOSEPH ALEXANDER)

The petition for review is denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court decides *Oregon v. Ice*, No. 07-901.

S164929 D049751 Fourth Appellate District, Div. 1
Petition for review denied

PEOPLE v. GOFF (SEAN B.)

S164940 B193958 Second Appellate District, Div. 6

PEOPLE v. ALONZO (ROBERT)

Petition for review & publication request(s) denied

S164942 A117520 First Appellate District, Div. 1

706 SANSOME PROPERTIES v. FUCHS (MASSIMO)

Petition for review & publication request(s) denied

S164945 F052476 Fifth Appellate District

Petition for review denied

PEOPLE v. HALL (KRIS ROMAR)

S164947 G037366 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. CARTER II (GEORGE WILLIAM)

S164954 H030946 Sixth Appellate District

Petition for review denied

Kennard, J., is of the opinion the petition should be granted.

PEOPLE v. GARCIA (JAVIER FRANK)

S164958 D047009 Fourth Appellate District, Div. 1

Petitions for review denied

The request for judicial notice is denied.

MARCISZ (LINDSAY) v. MOVIE THEATRE ENTERTAINMENT GROUP, INC.

S164989 B175135 Second Appellate District, Div. 4

Petitions for review denied

PEOPLE v. STRONG (DEWAYNE RAY)

S164994 B205753 Second Appellate District, Div. 8

Petition for review denied

NELSON (TODD) ON H.C.

S165008 B192747 Second Appellate District, Div. 3

Petition for review denied

PEOPLE v. CASTILLO (EFRAIN)

S165029 A119814 First Appellate District, Div. 4

Petition for review denied

**FACUNDO-GUERRERO
(JOSE) v. WORKERS'
COMPENSATION APPEALS
BOARD (NURSERYMENS
EXCHANGE)**

S165056 H032225 Sixth Appellate District

Petition for review denied

**PEOPLE v. WILLIAMS
(BARTON RHETT)**

S165065 B196862 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. STEVENS
(WILMOUTH L.)**

S165086 G038701 Fourth Appellate District, Div. 3
(MANUEL)

Petition for review denied

PEOPLE v. SALAS

S165088 D051562 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. LAMISON
(TERRY LEROY)**

S165097 C054090 Third Appellate District

Petition for review denied

PEOPLE v. JENSEN (JOSEF)

S165100 D050426 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. MUNOZ
(GEORGE JOSEPH)**

S165101 B199859 Second Appellate District, Div. 2

Petition for review denied

**CINQUEGRANI (RONNIE) v.
DEPARTMENT OF MOTOR
VEHICLES**

Kennard, J., is of the opinion the petition should be granted.

S165102 B199566 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. CORTEZ
(ALBERTO VALENCIA)**

S165110 B196302 Second Appellate District, Div. 2

Petition for review denied

L. (JOSE), IN RE

S165120 F052312 Fifth Appellate District

Petition for review denied

**PEOPLE v. BRISENO
(ADRIAN)**

S165142 F053818 Fifth Appellate District

Petition for review denied

**PEOPLE v. RIOS (PHILLIP
CASTILLO)**

S165143 D050286 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. THOMAS
(ARCHIE LEE)**

S165174 H032315 Sixth Appellate District

Petition for review denied

C. (ALBERT), IN RE

S165181 F055071 Fifth Appellate District

Petition for review denied

GOMEZ (TRINIDAD) ON H.C.

S165206 B195508 Second Appellate District, Div. 6

Petition for review denied

**PATTON (LOWELL T.) v.
ESTATE STRATEGIES, INC.**

S165220 B208528 Second Appellate District, Div. 4

v.

STUBBLEFIELD (DARRYL)

S.C. (PEOPLE)

Petition for review denied

S165231 A121859 First Appellate District, Div. 3

**HAMILTON-GIBBS
(RICHARD) ON H.C.**

Petition for review denied

S165250 B191249 Second Appellate District, Div. 8

**HOWARD (ODESSA MARIE),
ESTATE OF**

Petition for review denied

Baxter and Corrigan, JJ., were recused and did not participate.

S165265 B198348 Second Appellate District, Div. 2

**HOTELS NEVADA v. L.A.
PACIFIC CENTER, INC.**

Petition for review denied

S165270 B198157 Second Appellate District, Div. 4

**SHEETS (CRAIG) v. PRINCE
OF PEACE LUTHERAN
CHURCH**

Petition for review denied

S165293 A114510/A114981 First Appellate District, Div. 3

**AMARAL (FRANCISCA) v.
CINTAS CORPORATION NO.
2/(CITY OF HAYWARD)**

Petition for review & depublication request(s) denied

S165309 H032970 Sixth Appellate District

**CAMPBELL (DESHAWN
LEE) ON H.C.**

Petition for review denied

S165312 B199062 Second Appellate District, Div. 1

**PEOPLE v. DAY (TOMMIE
MARIO)**

Petition for review denied

S165329 B195047 Second Appellate District, Div. 3

**WESTREC MARINA
MANAGEMENT, INC. v.
ARROWOOD INDEMNITY
COMPANY**

Petition for review denied

S165331 H031978 Sixth Appellate District

**NGHIEM (PETER P.) v.
FUJITSU
MICROELECTRONICS
INCORPORATED**

Petition for review denied

S165366 G038263 Fourth Appellate District, Div. 3
Petition for review denied

PEOPLE v. FRIAS (MANUEL)

S165370 B197443 Second Appellate District, Div. 2
Petition for review denied

PEOPLE v. NASH (BOBBY)

S165373 A117698 First Appellate District, Div. 5
Petition for review denied

R. (RORY), IN RE

S165397 H032239 Sixth Appellate District

**MERLO (ANTHONY) v. CITY
OF PALO ALTO**

Petition for review denied

S165404 B208517 Second Appellate District, Div. 3

**DODGERS DREAM
FOUNDATION, INC. v. S.C.
(GANJIAN)**

Petition for review denied

S165420 B197757 Second Appellate District, Div. 1

**PEOPLE v. SIGUENZA
(MARLON E.)**

Petition for review denied

S165424 G038446 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. GOMEZ
(ALVARO CARRILLO)**

S165426 G039344 Fourth Appellate District, Div. 3

The petition for review is denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court decides *Oregon v. Ice*, No. 07-901.

**PEOPLE v. DARLING
(ROBERT ERIN)**

S165428 D049579 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ESTRADA (JOEY
MANUEL)**

S165438 C055179 Third Appellate District
(PHILLIP

Petition for review denied

**PEOPLE v. BROWN
L.)**

S165443 B204977 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. BURGAN
(DANIEL)**

S165444 A120025 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. JONES (JEROME
D.)**

S165445 G039215 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BARBOSA (LUIS
FERNADO)**

S165446 B198793 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. ADAMS (CARL
LEON)**

S165447	B197924 Second Appellate District, Div. 8	PEOPLE v. BRAVO (RUBEN)
Petition for review denied		
S165449	A116349 First Appellate District, Div. 3	M. (H.), IN RE
Petition for review denied		
S165450	A117003 First Appellate District, Div. 4	PEOPLE v. WAQIA (FAJRI YUSUF)
Petition for review denied		
S165452	A118223 First Appellate District, Div. 1	A. (B.), IN RE
Petition for review denied		
S165454	H031037 Sixth Appellate District	PEOPLE v. GUERRA (JOSE REYES)
Petition for review denied		
S165457	G039201 Fourth Appellate District, Div. 3	M. (K.), IN RE
Petition for review denied		
S165460	B200437 Second Appellate District, Div. 5	PEOPLE v. NIX (EUGENE LAMONT)
Petition for review denied		
S165461	H031912 Sixth Appellate District	PEOPLE v. CAMACHO (MARTIN ORTIZ)
Petition for review denied		
S165469	B200420 Second Appellate District, Div. 6	PEOPLE v. HUERTA (MOISES)
Petition for review denied		

S165471	B198721 Second Appellate District, Div. 8	PEOPLE v. DE LA CRUZ (MARTIN)
Petition for review denied		
S165473	E045981 Fourth Appellate District, Div. 2	MEADOR (WILLIAM LANGSTON) ON H.C.
Petition for review denied		
S165478	G038653 Fourth Appellate District, Div. 3	PEOPLE v. KIDD (FERIN LEE)
The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides <i>People v. Nguyen</i> , S154847.		
S165480	G038959 Fourth Appellate District, Div. 3	PEOPLE v. CROW (MARK ALAN)
Petition for review denied		
S165486	G037826 Fourth Appellate District, Div. 3	PEOPLE v. OSTIO (SALVADOR)
Petition for review denied		
S165489	C057528 Third Appellate District	MORGAN (SHEENA) v. MORGAN (D.H.)
Petition for review denied		
S165490	A115938 First Appellate District, Div. 2	PEOPLE v. JOHNSON (JARRELL MAURICE)
Petition for review denied		
S165495	B197624 Second Appellate District, Div. 7	PEOPLE v. PRICE (KEVIN MARQUIS)
Petition for review denied		

S165497 B197411 Second Appellate District, Div. 3 **PEOPLE v. ARCEO (RAMON)**
Petition for review denied

S165504 C057172 Third Appellate District **PEOPLE v. MASON
(MICHAEL)**
The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Nguyen*, S154847.

S165506 D051339 Fourth Appellate District, Div. 1 **PEOPLE v. SCOTT (RONALD
JAMES)**
Petition for review denied

S165521 D051432 Fourth Appellate District, Div. 1 **PEOPLE v. WARD (BASHAY
SIGITI)**
Petition for review denied

S165523 B200908 Second Appellate District, Div. 6 **PEOPLE v. JOHNSON
(BOLDEN LEAROY)**
Petition for review denied

S165529 B198959 Second Appellate District, Div. 7 **CASDEN (HENRY C.) v.
CASDEN (ALAN)**
Petition for review denied

S165530 C056758 Third Appellate District **PEOPLE v. ROBERSON, JR.,
(DENNIS LEON)**
The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Nguyen*, S154847.

S165538 C055610 Third Appellate District **PEOPLE v. REYES
(ANTOINETTE MARIE)**
Petition for review denied

S165558 C055857 Third Appellate District

Petition for review denied

**PEOPLE v. DRAYTON
(MARIO LAMONT)**

S165562

Petition for writ of mandate/prohibition denied

**QUEZADA (ALVARO) v.
COURT OF APPEAL, FIFTH
APPELLATE DISTRICT
(PEOPLE)**

S165563 E046134 Fourth Appellate District, Div. 2

Petition for review denied

**PERROTTE (JEFFREY P.) ON
H.C.**

S165564 B196154 Second Appellate District, Div. 6
Petition for review denied

PEOPLE v. ROSAS (JOSHUA)

S165566 B200008 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. AGUILAR
(ANTHONY DAVID)**

S165571 B202908 Second Appellate District, Div. 6

Petition for review denied

**SCOTT (ROBERT WARREN)
v. BARTE (LORNA)**

S165572 B200632 Second Appellate District, Div. 6

Petition for review denied

**ELINSKI (RICHARD
MICHAEL) v. PALM
COLONY HOMEOWNERS
ASSOCIATION**

S165576 B195350 Second Appellate District, Div. 2

**PEOPLE v. OSBY (DAVID
VINCENT)**

Petition for review denied

S165579 C054077 Third Appellate District

Petition for review denied

PEOPLE v. WILSON (TONY)

S165580

Petition for writ of mandate/prohibition denied

**STEWART (THYRONE
RYAN) v. S.C. (PEOPLE)**

S165586 A116500 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. WEBBER, JR.,
(HOWARD LAWRENCE)**

S165588 B199629 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. JOHNSON
(CHRISTOPHER)**

S165589 B201273 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. MALRAY
(CHRISTOPHER TROY)**

S165593 B209146 Second Appellate District, Div. 2

Petition for review denied

**PARRIS (JEFFREY) v. S.C.
(BRITTANY HOUSE)**

S165594 B199973 Second Appellate District, Div. 5

Petition for review denied

**SCHWARTZ (DENNIS M. &
SHERRY LYNN), MARRIAGE
OF**

S165595 D053344 Fourth Appellate District, Div. 1

Petition for review and application for stay denied

**BAKKER (SIMONA) v. S.C.
(BROWN)**

S165596	B200713 Second Appellate District, Div. 6	PEOPLE v. MEZA (JOSE ENRIQUE)
Petition for review denied		
S165604	B195457 Second Appellate District, Div. 4	PEOPLE v. BLAGG (CHRISTOPHER)
Petition for review denied		
S165608	B199196 Second Appellate District, Div. 8	STATHOULIS (JOANNE) v. CITY OF MONTEBELLO
Petition for review & depublication request(s) denied		
S165611	G038972 Fourth Appellate District, Div. 3	PEOPLE v. PICENO (PATRICK DANIEL)
Petition for review denied		
S165612	B199704 Second Appellate District, Div. 2	PEOPLE v. CASTANEDA (LUIS ALVAREZ)
Petition for review denied		
S165613	G039441 Fourth Appellate District, Div. 3	S. (JOSEPH), IN RE
Petition for review denied		
S165614	B199690 Second Appellate District, Div. 6	TREVILLIAN (MARVIN & JOYCE L.), MARRIAGE OF
Petition for review denied		
S165615	G039304 Fourth Appellate District, Div. 3	PEOPLE v. MACIAS, JR., (ARTHUR DAVID)
Petition for review denied		

S165616 F054292 Fifth Appellate District

Petition for review denied

PEOPLE v. TULL (JASON HOWARD)

S165617 D051912 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. FORD (EUGENE J.)

S165619 A115773 First Appellate District, Div. 2

Petition for review denied

PEOPLE v. JAMAL (RASHEED)

S165620 G036916 Fourth Appellate District, Div. 3

Petition for review denied

BARKER (MIMI L. & MARVIN), MARRIAGE OF

S165624 H032059 Sixth Appellate District

Petition for review denied

S. (PSYLOCKE), IN RE

S165627 H032002 Sixth Appellate District

The petition for review is denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court decides *Oregon v. Ice*, No. 07-901.

PEOPLE v. QUINONEZ (RAYMOND CHARLES)

S165632 A119826 First Appellate District, Div. 1

Petition for review denied

FAERBER (RAINER J.) v. SCHROTH (ROBERT)

S165633 G037841 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. GUAJARDO (ABRAHAM MARTINEZ)

S165634 A116335 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. JACKSON
(WALTER)**

S165640 C053161 Third Appellate District

Petition for review denied

**PEOPLE v. CORONA
(RAYMOND PAUL)**

S165645 A117300 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. MOORE (JON
MICHAEL)**

S165646 B196309 Second Appellate District, Div. 3
Petition for review denied

A. (DONTAY D.), IN RE

S165650 B196340 Second Appellate District, Div. 2
Petition for review denied

**PERSON FORD v. FORD
MOTOR COMPANY**

S165651 A115177 First Appellate District, Div. 5
Petition for review denied

**MURPHY, JR., (WILLIAM J.)
v. MURPHY (MAUREEN)**

S165654 A118371 First Appellate District, Div. 5
Petition for review denied

J. (NARIO), IN RE

S165656 A117256 First Appellate District, Div. 3
Petition for review denied

**PEOPLE v. MARSHALL
(THOMAS JOSEPH)**

S165657 G040351 Fourth Appellate District, Div. 3

**DUCHARME (DONALD) v.
S.C. (JR CAPITAL GROUP
LLC.)**

Petition for review denied

S165661 B197281 Second Appellate District, Div. 1

**PARVIZIAN (MALAK &
SYRUS), MARRIAGE OF**

Petition for review denied

S165664 A117480 First Appellate District, Div. 3

**PEOPLE v. PEQUENO
(MANUEL)**

Petition for review denied

S165665 B197036 Second Appellate District, Div. 4

B. (DANIELLE), IN RE

Petition for review denied

S165667 C055446 Third Appellate District

**PEOPLE v. HERNANDEZ
(GILBERTO)**

Petition for review denied

S165668 C055662 Third Appellate District

**PEOPLE v. DAWSON (MARC
JOSEPH)**

Petition for review denied

S165670 B199466 Second Appellate District, Div. 6

**PEOPLE v. ROBLES
(FRANCISCO)**

Petition for review denied

S165671 G037408 Fourth Appellate District, Div. 3

**SHANKS (MICHAEL) v.
WALL (GENEVIEVE)**

Petition for review denied

S165673 B196916 Second Appellate District, Div. 3

Petition for review denied

**MONROY (YESENIA) v. CITY
OF LOS ANGELES**

S165684 B203794 Second Appellate District, Div. 6

PROFESSIONALS,

Petition for review denied

**T.O., IX, LLC. v. S.C.
(ASPHALT
INC.)**

S165685 F054035 Fifth Appellate District

Petition for review denied

O. (M.), IN RE

S165686 B196419 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. AGUIRRE
(BENNY JAVIER)**

S165687 G039003 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. RODRIGUEZ
(FERNANDO REYES)**

S165707 A118080 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. JOHNSON
(GARY)**

S165708 C055818 Third Appellate District

Petition for review denied

**PEOPLE v. BELTRAN (RAY
MADRID)**

S165712 A118314 First Appellate District, Div. 1

Petition for review denied

**PEOPLE v. ROBINSON
(BRUCE ALAN)**

S165725 E043552 Fourth Appellate District, Div. 2
Petition for review denied

A. (D.), IN RE

S165732 B203980 Second Appellate District, Div. 4
Petition for review denied

**ROSALES (CONNIE DIANA)
v. CARMONA (MICHAEL)**

S165738 F054011 Fifth Appellate District
Petition for review denied

**PEOPLE v. FLOYD (RITA
NINA)**

S165740 F054010 Fifth Appellate District
Petition for review denied

**PEOPLE v. FLOYD (RITA
NINA)**

S165753 F053533 Fifth Appellate District
Petition for review denied

**PEOPLE v. ROY (CEDRIC
PAUL)**

S165754 C057471 Third Appellate District
Petition for review denied

**PEOPLE v. CADOTTE
(THOMAS JOSEPH)**

S165755 G037216 Fourth Appellate District, Div. 3
Petition for review denied

**PEOPLE v. CASAS
(LEANDRO)**

S165757 F053969 Fifth Appellate District
Petition for review denied
Baxter, J., was recused and did not participate.

**PEOPLE v. BRITO (JORGE
BENITEZ)**

S165770 B203283 Second Appellate District, Div. 1
Petition for review denied

G. (ALEJANDRO), IN RE

S165771 C054782 Third Appellate District

**PEOPLE v. STOIAN
(GABRIEL)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court decides *Oregon v. Ice*, No. 07-901.

S165775 C054663 Third Appellate District
v.

RUCKER, JR., (HAROLD J.)

WELLS (TINA J.)

Petition for review denied

The application for permission to annex additional exhibits as an appendix to the petition for review is denied.

S165781 G038299 Fourth Appellate District, Div. 3

**GIVENS (DENNIS) v.
MARTIN (BRENDA)**

Petition for review denied

S165785 A119182 First Appellate District, Div. 5

**PEOPLE v. CASTREJON
(NELSON G.)**

Petition for review denied

S165786 B205230 Second Appellate District, Div. 3

**BOOHER (BETTY JEAN) v.
WORKERS'
COMPENSATION APPEALS
BOARD ET AL., VERIZON/
AIG INS.**

Petition for review denied

S165793 E045680 Fourth Appellate District, Div. 2
Petition for review denied

PEOPLE v. S.C. (EVANS)

S165871 B203186 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GONZALEZ
(IGNACIO PERFECTO)**

S165885 A118075 First Appellate District, Div. 3

Petition for review denied

A. (FRANK), IN RE

S165887 F054915 Fifth Appellate District

Petition for review denied

**AUGUST (MELANIE) v. CITY
OF LOS BANOS**

S165933 G040781 Fourth Appellate District, Div. 3

Petition for review and application for stay denied

CASAS (LEANDRO) ON H.C.

S165961 C059517 Third Appellate District

Petition for review and application for stay denied

**CASHMAN (DANIEL P.) v.
S.C. (CASHMAN)**

S165963

Petition for writ of mandate/prohibition denied

**SHELL (EDWARD V.) v.
COURT OF APPEAL,
FOURTH APPELLATE
DISTRICT, DIVISION ONE
(PEOPLE)**

S165983 C059490 Third Appellate District

Petition for review and application for stay denied

**JONES (WILLIE RAY) ON
H.C.**

S166021 G040713 Fourth Appellate District, Div. 3

The "request for immediate action" and petition for review are denied.
Chin, J., was recused and did not participate.

**SALESSI (KAREEM) v. S.C.
(WORLD SAVINGS BANK)**

S166114 B210015 Second Appellate District, Div. 6

Petition for review and application for stay denied

**GABORA (ERNST L.) v. S.C.
(GABORA)**

S166118 C059623 Third Appellate District

Petition for review and application for stay denied

**KING (KEVIN LYNELL) v.
S.C. (PEOPLE)**

S166143 B197576 Second Appellate District, Div. 3

Petition for review and application for stay denied

**MORA (SALVADOR) v.
HOLLYWOOD BED &
SPRING**

S166179 B209797 Second Appellate District, Div. 3

Petition for review and application for stay denied

**PERRY (MOISHE) v. S.C.
(MEGUERIAN)**

S159464

Petition for writ of habeas corpus denied

**TURNER (MOSES LEE) ON
H.C.**

S160248

Petition for writ of habeas corpus denied

**ROSS, JR., (ARTHUR JAMES)
ON H.C.**

S161571

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**YOUNG (DARRYL RAMINE)
ON H.C.**

S161598

Petition for writ of habeas corpus denied

MCGUIRE (MARK) ON H.C.

S161602

Petition for writ of habeas corpus denied

**MARION (TIMOTHY WADE)
ON H.C.**

S161613

Petition for writ of habeas corpus denied

**PASTRANA (JAVIER) ON
H.C.**

S161614

Petition for writ of habeas corpus denied

**HURTADO (RICHARD
ANTHONY) ON H.C.**

S161615

Petition for writ of habeas corpus denied
Baxter, J., was recused and did not participate.

MALLORY (TERRY) ON H.C.

S161703

Petition for writ of habeas corpus denied

EVANS (ROBIN) ON H.C.

S161715

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**RIGHETTI (GERALD) ON
H.C.**

S161766

Petition for writ of habeas corpus denied

**JOHNSON, JR., (ANTHONY
WAYNE) ON H.C.**

S161799

Petition for writ of habeas corpus denied

**INMAN (RONALD JERRELL)
ON H.C.**

S161847

Petition for writ of habeas corpus denied

**HIGBEE (ANTHONY) ON
H.C.**

S161863

Petition for writ of habeas corpus denied

WISE (LEO) ON H.C.

S161884

Petition for writ of habeas corpus denied

**STABLEFORD (MARK
ANDREW) ON H.C.**

S161920

Petition for writ of habeas corpus denied

**GREENWOOD (LEROY
JAMEEL) ON H.C.**

S161955

Petition for writ of habeas corpus denied

**JOHNSON (ARTHUR
EUGENE) ON H.C.**

S161960

H.C.

Petition for writ of habeas corpus denied

MURRAY (GARY M.) ON

S161980

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

NOVELO (EDWARD) ON H.C.

S162025

Petition for writ of habeas corpus denied

**MELLENDEZ (MARIO
JUANITO) ON H.C.**

S162043

Petition for writ of habeas corpus denied

BLAKE (CHRIS) ON H.C.

S162091

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218.)**DIAZ (FRANCISCO) ON H.C.****S162094**

Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Lessard* (1965) 62 Cal.2d 497, 503.)**SOTO (RAMON ROSENDO)
ON H.C.****S162098**

Petition for writ of habeas corpus denied

**CARROLL (ALPHONSO) ON
H.C.****S162103**

Petition for writ of habeas corpus denied

**RAMOS (FRANCISCO) ON
H.C.****S162107**

Petition for writ of habeas corpus denied

**SHOULDERS (LONNIE
JAMES) ON H.C.****S162111**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**DESHAZER (WAYNE PAUL)
ON H.C.****S162127**

Petition for writ of habeas corpus denied

LAFLAMME (DON) ON H.C.**S162129**

Petition for writ of habeas corpus denied

**WILLIAMS (NATHANIEL)
ON H.C.**

S162134

Petition for writ of habeas corpus denied

PAK (CHAE HONG) ON H.C.

S162140

Petition for writ of habeas corpus denied

**RUSSELL (KEITH KEION)
ON H.C.**

S162146

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

COLLIER (TRACY) ON H.C.

S162149

Petition for writ of habeas corpus denied

**DOSTY, JR., (FRANKIE) ON
H.C.**

S162152

Petition for writ of habeas corpus denied

**MELCHOR (BARAJAS) ON
H.C.**

S162159

Petition for writ of habeas corpus denied

**SANDOVAL (HERMAN G.)
ON H.C.**

S162164

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**MITCHELL (DERRICK
ANDRE) ON H.C.**

S162183

Petition for writ of habeas corpus denied

BOLER (LINDSEY) ON H.C.

S162189**STEPHENS (DARRELL
GRAY) ON H.C.**

Petition for writ of habeas corpus denied

S162190**SHEPARD, JR., (ROBERT
EARL) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S162203****EVANS (KEITH D.) ON H.C.**

Petition for writ of habeas corpus denied

S162208**BLACK (RICKEY LEE) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**S162217****BALDWIN (GABRIEL H. S.)
ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Lessard* (1965) 62 Cal.2d 497, 503; *In re Dixon* (1953) 41 Cal.2d 756; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Waltreus* (1965) 62 Cal.2d 218.)**S162220****FREDERICK (VINCENT
GERARD) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

George, C. J., was recused and did not participate.

S162247**ELDRIDGE (REGINALD L.)
ON H.C.**

Petition for writ of habeas corpus denied

S162251

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

CLIFTON (OSCAR) ON H.C.

S162252

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**VASQUEZ, JR., (ANTONIO)
ON H.C.**

S162254

Petition for writ of habeas corpus denied

**FRANCISCO (VICTOR) ON
H.C.**

S162265

Petition for writ of habeas corpus denied

DAMIAN (CARLOS) ON H.C.

S162269

Petition for writ of habeas corpus denied

(See *In re Miller* (1941) 17 Cal.2d 734.)

**YOUNG (RICHARD
COMPTON) ON H.C.**

S162286

Petition for writ of habeas corpus denied

**HAYNES (CARMELO RAUL)
ON H.C.**

S162292

Petition for writ of habeas corpus denied

REED (EARL) ON H.C.

S162295

Petition for writ of habeas corpus denied

(See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Lessard* (1965) 62 Cal.2d 497, 503.)

**MARTINEZ (JESUS
OSBALDO) ON H.C.**

S162315**KONTOPEDES (ANTONIS
IOANNIS) ON H.C.**

The petition for writ of habeas corpus is denied without prejudice to any relief to which petitioner might be entitled after this court decides *In re Gomez*, S155425: whether a habeas corpus petitioner whose conviction became final after *Blakely v. Washington* (2004) 542 U.S. 296 but before *Cunningham v. California* (2007) 549 U.S. 270, 127 S.Ct. 856, is entitled to the benefit of the high court's decision in *Blakely*.

S162316**KHUU (HOA TRUNG) ON
H.C.**

Petition for writ of habeas corpus denied

S162332**LUA (LUIS MURATALLA)
ON H.C.**

Petition for writ of habeas corpus denied

S162334**ROBINSON (JEREMY) ON
H.C.**

Petition for writ of habeas corpus denied

S162357**RANDOLPH (RAYMOND
CHARLES) ON H.C.**

Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

S162396**BELLE (LINWOOD) ON H.C.**

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S162399**PALOMINO (DANTO) ON
H.C.**

Petition for writ of habeas corpus denied

S162401**H.C.**

Petition for writ of habeas corpus denied

AUBERT (ESS'NN A.) ON**S162404**

Petition for writ of habeas corpus denied

**COSTIDO (STEPHEN) ON
H.C.****S162405**

Petition for writ of habeas corpus denied

MERAZ (DANIEL) ON H.C.**S162411**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)**COOK (MICHAEL
CHARLES) ON H.C.****S162414**

Petition for writ of habeas corpus denied

COPPER (GUNDA) ON H.C.**S162440**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**MARTIN (O.Z.) ON H.C.****S162441**

Petition for writ of habeas corpus denied

**ROBINS (STANLEY DAMU)
ON H.C.****S162448**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**SIMMONS (MELVIN
JOSEPH) ON H.C.**

S162450

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**FISHER (RONALD JEROME)
ON H.C.****S162468**

Petition for writ of habeas corpus denied

**ROLLS (DWIGHT
ANTHONY) ON H.C.****S162478**

Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

ROSS (ROBERT L.) ON H.C.**S162481**

Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750.)

**MCCLENDON (AMOS
LEJON) ON H.C.****S162486**

Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**WOOLFOLK (RANDY
WILLIAM) ON H.C.****S162489**

Petition for writ of habeas corpus denied

BRYAN (JEFFREY) ON H.C.**S162498**

Petition for writ of habeas corpus denied
(See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Lindley* (1947) 29 Cal.2d 709.)

**BINE (JESSE ERWIN) ON
H.C.**

S162500

Petition for writ of habeas corpus denied

**OLIPHANT (ANDRE L.) ON
H.C.****S162504**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**AVLIOS (FELIX) ON H.C.****S162551**

Petition for writ of habeas corpus denied

DUTY (CAMERON) ON H.C.**S162552**

Petition for writ of habeas corpus denied

**PRINCE (DERRICK
LAMONT) ON H.C.****S162553**

Petition for writ of habeas corpus denied

**HAM (DAMEON DION) ON
H.C.****S162562**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**BUTLER (RAY ANTHONY)
ON H.C.****S162573**

Petition for writ of habeas corpus denied

**HOWARD (ARNOLD B.) ON
H.C.****S162576**

Petition for writ of habeas corpus denied

(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**WALKER (EDDIE) ON H.C.**

S162600**NGUYEN (PHONG KHANH)
ON H.C.**

Petition for writ of habeas corpus denied
(See *In re Waltreus* (1965) 62 Cal.2d 218.)

S162605**ALLEN (JAMES D.) ON H.C.**

Petition for writ of habeas corpus denied
(See *In re Lindley* (1947) 29 Cal.2d 709; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756.)

S162613**MARTINEZ (JOSE LUIS) ON
H.C.**

Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S162744**COLLIER (GREGORY
OSWALD) ON H.C.**

Petition for writ of habeas corpus denied
(See *In re Waltreus* (1965) 62 Cal.2d 218.)

S162745**ROBERTSON (DENNIS) ON
H.C.**

Petition for writ of habeas corpus denied

S162753**MORENO (JUAN MANUEL)
ON H.C.**

Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S162756**FRANCISCO (NARANJO) ON
H.C.**

Petition for writ of habeas corpus denied
(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S162757

Petition for writ of habeas corpus denied

**CLEMANS, JR., (CHARLES
TWAIN) ON H.C.****S162790**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**HAWKINS (JEFF A.) ON H.C.****S162791**

Petition for writ of habeas corpus denied

DIBBLE (BARRY) ON H.C.**S162924**

Petition for writ of habeas corpus denied

**JENKINS (CHRISTOPHER L.)
ON H.C.****S162927**

Petition for writ of habeas corpus denied

CLIFTON (OSCAR) ON H.C.**S163383**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)**CRUMP (STEVE) ON H.C.****S163394**

Petition for writ of habeas corpus denied

WALKER (ALVIN) ON H.C.**S163399**

Petition for writ of habeas corpus denied

MECH (VANNY) ON H.C.**S163851**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *People v. Duvall* (1995) 9 Cal.4th 464, 474.; *In re Miller* (1941) 17 Cal.2d 734, 735.)**MEADOR (WILLIAM
LANGSTON) ON H.C.**

S163873

Petition for writ of habeas corpus denied
George, C. J., was recused and did not participate.

**TATE (CHRISTOPHER) ON
H.C.****S163925**

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dexter* (1979) 25 Cal.3d 921.)

SIMMONS (CARL) ON H.C.**S164196**

Petition for writ of habeas corpus denied

**ELDRIDGE (REGINALD L.)
ON H.C.****S164209**

Petition for writ of habeas corpus denied

**CANDRAY (ANTONIO) ON
H.C.****S164545**

Petition for writ of habeas corpus denied
George, C. J., was recused and did not participate.

**TATE (CHRISTOPHER) ON
H.C.****S164770**

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Benoit* (1973) 10 Cal.3d 72.)

BAXTER (JAMES P.) ON H.C.**S165044**

Petition for writ of habeas corpus denied

**BARNARD (BUDDY J.) ON
H.C.**

S165383

Petition for writ of habeas corpus denied
(See *In re Miller* (1941) 17 Cal.2d 734.)

STEWART (WAYNE) ON H.C.

S165398

Petition for writ of habeas corpus denied

**ATTERBURY (DANNY) ON
H.C.**

S165487

Petition for writ of habeas corpus denied

**HARDY (MICHAEL OMEGA)
ON H.C.**

S165526

Petition for writ of habeas corpus denied

**PARKER (KENAZ DUMAH)
ON H.C.**

S165590

H.C.

Petition for writ of habeas corpus denied

BARNES (DELANEY) ON

S165628

Petition for writ of habeas corpus denied

BURTS (TONY) ON H.C.

S165693

Petition for writ of habeas corpus denied

**HARDY (MICHAEL OMEGA)
ON H.C.**

S165806

Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

WILSON (WILLIE) ON H.C.

S165902

Petition for writ of habeas corpus denied

**CHATTMAN (ANTHONY) ON
H.C.****S165903**

Petition for writ of habeas corpus denied

**SALTZMAN (MICHAEL) ON
H.C.****S165913**

Petition for writ of habeas corpus denied

**ARAGON (RIGOBERTO) ON
H.C.****S165923**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**ROSENBALM (VINCENT) ON
H.C.****S165941**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**GOODSPEED II (TONY
EUGENE) ON H.C.****S165986**

Petition for writ of habeas corpus denied

JEFFRIES (ALLEN) ON H.C.**S165987** E045578 Fourth Appellate District, Div. 2

Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)**INFINITY ON H.C.****S166026**

Petition for writ of habeas corpus denied

**MCINTOSH (ROGER
DUNCAN) ON H.C.**

S166043

Petition for writ of habeas corpus denied

GOFFA (ALFRED) ON H.C.**S166144**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**LITTLEFIELD (ARTHUR) ON H.C.****S166177**

Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)**COLE (DARREL) ON H.C.****S166206**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dexter* (1979) 25 Cal.3d 921.)**BROWN (CLYDE) ON H.C.****S166228**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**SAWYER (THOMAS C.) ON H.C.****S166172**

F053408 Fifth Appellate District

**PEOPLE v. HOLLOWAY
(RICKY JAY)**

Depublication ordered

The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above entitled appeal filed June 26, 2008, which appears at 164 Cal.App.4th 269. (Cal. Const., art. VI, § 14; rule 8.1105(c)(1), Cal. Rules of Court.)

S164627

A118597 First Appellate District, Div. 1

**CHEN (KUO-LIANG) v.
LINCOLN BROADCASTING
COMPANY**

Publication request denied (case closed)

S164842 B200331 Second Appellate District, Div. 2

Publication request denied (case closed)

**WALL UNITS v. STATE
COMPENSATION
INSURANCE FUND**

S164885 A115829 First Appellate District, Div. 4

Publication request denied (case closed)

**CAMENSON (JAMES) v.
MILGARD
MANUFACTURING INC.**

S164949 B201668 Second Appellate District, Div. 2

Publication request denied (case closed)

**CAMPBELL (ARDRA) v.
FIRST AMERICAN TITLE
COMPANY**

S165128 A118898 First Appellate District, Div. 5

Publication request denied (case closed)

R. (TATIANA), IN RE

S165512 B200215 Second Appellate District, Div. 5

Publication request denied (case closed)

**LOS ANGELES COUNTY
DEPARTMENT OF PARKS &
RECREATION v. WORKERS'
COMPENSATION APPEALS
BOARD/(CALVILLO)**

S165956 A120536 First Appellate District, Div. 3

Depublication request denied (case closed)

Further review in the above-entitled matter is final forthwith.

PEOPLE v. S.C. (GEORGE)

S166209 D051960 Fourth Appellate District, Div. 1

Publication request denied (case closed)

**VOPLE (ERICA K.) v. S.C.
(PEOPLE)**

S163969 B192451/B193068 Second Appellate District, Div. 8 **PEOPLE v. JONES (TRIYON)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 15, 2008.

S164712 H030428 Sixth Appellate District

**PEOPLE v. GARCIA
(CHRISTIAN ANTONIO)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 15, 2008.

S164802 B194415 Second Appellate District, Div. 7

**PEOPLE v. BARRAZA
(BRYANT)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 16, 2008.

S164822 B207954 Second Appellate District, Div. 5

**MONTEON (ALFREDO) ON
H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to October 13, 2008.

S164843 B193519 Second Appellate District, Div. 8

**PEOPLE v. STEELE
(TERRANCE)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 15, 2008.

S165011 B196189 Second Appellate District, Div. 5

**PEOPLE v. VILLA
(ALFREDO)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 12, 2008.

S165051 F055249 Fifth Appellate District

VARGAS (JOSEPH) ON H.C.

The time for granting or denying review in the above-entitled matter is hereby extended to October 10, 2008.

S165066 G038423 Fourth Appellate District, Div. 3 **PEOPLE v. PHU (ALEX)**
The time for granting or denying review in the above-entitled matter is hereby extended to
October 10, 2008.

S165091 B200777 Second Appellate District, Div. 3 **SOUTHERN CALIFORNIA
REGIONAL RAIL
AUTHORITY v. S.C.
(TUTINO)**

The time for granting or denying review in the above entitled matter is hereby extended to
October 13, 2008.

S165106 B198610 Second Appellate District, Div. 1 **T. (JOSEPH), IN RE**
The time for granting or denying review in the above-entitled matter is hereby extended to
October 10, 2008.

S165112 E046087 Fourth Appellate District, Div. 2 **WOODS (CHARLES E.) ON
H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to
October 13, 2008.

S165113 B189133 Second Appellate District, Div. 2 **LOS ANGELES UNIFIED
SCHOOL DISTRICT v.
GREAT AMERICAN
INSURANCE COMPANY**

The time for granting or denying review in the above-entitled matter is hereby extended to
October 10, 2008.

S165121 C053675 Third Appellate District **PEOPLE v. STAYER
(TIMOTHY THOMAS)**

The time for granting or denying review in the above-entitled matter is hereby extended to
October 13, 2008.

S165129 E046080 Fourth Appellate District, Div. 2 **THOMAS (DALE DANTE) v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 13, 2008.

S165133 H030458 Sixth Appellate District **PEOPLE v. BAUTISTA (MARIO ANTONIO)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 13, 2008.

S165139 B208162 Second Appellate District, Div. 4 **CHUMAN (LAOS) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to October 10, 2008.

S165140 B199018 Second Appellate District, Div. 1 **PEOPLE v. CHAVEZ (JERRY A.)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 13, 2008.

S165159 B208850 Second Appellate District, Div. 2 **RODRIGUEZ (ALFREDO) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to October 15, 2008.

S165187 A116765 First Appellate District, Div. 2 **PEOPLE v. AGUIRRE (SHAWN)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 16, 2008.

S165193 B195211 Second Appellate District, Div. 3 **CALIFORNIA GOLF v. COOPER (PERRY)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 15, 2008.

S165199 G038522 Fourth Appellate District, Div. 3 **B. (SAMUEL), IN RE**
The time for granting or denying review in the above-entitled matter is hereby extended to
October 16, 2008.

S165201 B192773 Second Appellate District, Div. 8 **PEOPLE v. CARRILLO**
(FRANK SOTO)

The time for granting or denying review in the above-entitled matter is hereby extended to October 16, 2008.

S165207 B199656 Second Appellate District, Div. 8 **CARRILLO (FRANK SOTO)**
ON H.C.

The time for granting or denying review in the above-entitled matter is hereby extended to
October 16, 2008.

S165213 B193732 Second Appellate District, Div. 2 **PEOPLE v. ROUSE (NICK J.)**
The time for granting or denying review in the above-entitled matter is hereby extended to
October 16, 2008.

S165219 B207223 Second Appellate District, Div. 3 **ALLS (SHAWN) ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to
October 16, 2008.

S029843 **PEOPLE v. BECK (JAMES DAVID) & CRUZ (GERALD DEAN)**

Extension of time granted
Good cause appearing, and based upon Deputy Attorney General David M. Baskind's representation that he anticipates filing the respondent's brief by October 3, 2008, counsel's request for an extension of time in which to file that brief is granted to October 3, 2008. After that date, no further extension is contemplated.

S064733**PEOPLE v. ABEL (JOHN
CLYDE)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Mary K. McComb's representation that she anticipates filing the appellant's reply brief by January 8, 2009, counsel's request for an extension of time in which to file that brief is granted to November 12, 2008. After that date, only one further extension totaling about 60 additional days is contemplated.

S067519**PEOPLE v. THOMAS (KEITH
TYSON)**

Extension of time granted

Good cause appearing, and based upon counsel David Joseph Macher's representation that he anticipates filing the appellant's reply brief in December 2008, counsel's request for an extension of time in which to file that brief is granted to November 10, 2008. After that date, only one further extension totaling about 50 additional days is contemplated.

S075727**PEOPLE v. JOHNSON
(CEDRIC JEROME)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Joseph E. Chabot's representation that he anticipates filing the appellant's opening brief by October 14, 2008, counsel's request for an extension of time in which to file that brief is granted to October 14, 2008. After that date, no further extension is contemplated.

S079925**PEOPLE v. MORA (JOSEPH
ADAM) & RANGEL (RUBEN)**

Extension of time granted

Good cause appearing, and based upon counsel Tara K. Allen's representation that she anticipates filing the appellant Ruben Rangel's opening brief by February 9, 2009, counsel's request for an extension of time in which to file that brief is granted to November 6, 2008. After that date, only two further extensions totaling about 90 additional days are contemplated.

S085193**PEOPLE v. NELSON
(BERNARD ALBERT)**

Extension of time granted

Good cause appearing, and based upon counsel Glen Niemy's representation that he anticipates filing the appellant's reply brief by November 2008, counsel's request for an extension of time in which to file that brief is granted to November 3, 2008. After that date, no further extension is contemplated.

S089609**PEOPLE v. DELGADO
(ANTHONY GILBERT)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to November 12, 2008.

S105097**PEOPLE v. DUFF (DEWEY
JOE)**

Extension of time granted

Good cause appearing, counsel's request for an extension of time in which to file the appellant's opening brief is granted to November 4, 2008. The court anticipates that after that date, only four further extensions totaling about 240 additional days will be granted. Counsel is ordered to inform his or her assisting attorney or entity, if any, and any assisting attorney or entity of any separate counsel of record, of this schedule, and to take all steps necessary to meet it.

S146501**ALVAREZ (MANUEL
MACHADO) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Assistant Federal Defender Jennifer M. Corey's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by December 18, 2008, counsel's request for an extension of time in which to file that document is granted to November 17, 2008. After that date, only one further extension totaling about 30 additional days is contemplated.

S158711**PASILLAS (JOSE ANTONIO)
ON H.C.**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to the informal response is extended to October 6, 2008.

S159690 C050885 Third Appellate District

**STOCKTON CITIZENS FOR
SENSIBLE PLANNING v.
CITY OF STOCKTON/(A.G.
SPANOS CONSTRUCTION,
INC.)**

Extension of time granted

On application of Stockton Citizens for Sensible Planning, et al., and good cause appearing, it is ordered that the time to serve and file the response to the amicus curiae briefs is extended to October 7, 2008.

S161044 H030020 Sixth Appellate District

**PEOPLE v. STORY (GARY
DEAN)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to October 10, 2008. No further extensions of time are contemplated.

S161385 B193713 Second Appellate District, Div. 7

**SCHACHTER (DAVID B.) v.
CITIGROUP, INC.**

Extension of time granted

On application of respondents and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to October 15, 2008.

S162381

FARNAM (JACK) ON H.C.

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General David A. Wildman's representation that he anticipates filing the informal response to the petition for writ of habeas corpus by December 4, 2008, counsel's request for an extension of time in which to file that document is granted to November 4, 2008. After that date, only one further extension totaling about 30 additional days is contemplated.

S162675 F051812 Fifth Appellate District

**PEOPLE v. STONE
(NICHOLAS SCOTT)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to October 10, 2008.

S162818**MUNSON (KENNETH) v. DEL
TACO, INC.**

Extension of time granted

On application of plaintiff and appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to October 5, 2008.

S165701 D050944 First Appellate District, Div. 1**AMINPOUR & SONS v. SAN
DIEGO METROPOLITAN
TRANSIT DEVELOPMENT
BOARD**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file reply to petition for review is extended to September 11, 2008.

S164796 H031237 Sixth Appellate District**PEOPLE v. SORIA (MARCOS)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Jeffrey Glick is hereby appointed to represent appellant on the appeal now pending in this court.

Appellant's brief on the merits must be served and filed on or before thirty (30) days from the date respondent's opening brief on the merits is filed.

S164830 B195624 Second Appellate District, Div. 3**PEOPLE v. KELLY
(PATRICK K.)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Gerald F. Uelmen is hereby appointed to represent appellant on the appeal now pending in this court.

Appellant's brief on the merits must be served and filed on or before thirty (30) days from the date respondent's opening brief on the merits is filed.

S029551**PEOPLE v. JOHNSON (JOE
EDWARD)**

Motion for access to sealed record granted

The application of habeas corpus counsel to inspect and copy sealed and confidential transcripts and documents, filed on June 30, 2008, is granted in part and denied in part as follows: The clerk is directed to provide to (1) habeas corpus counsel, Megan Hailey-Dunsheath of the Habeas Corpus Resource Center, (2) automatic appeal counsel, the State Public Defender, and (3)

respondent a copy of the following sealed records only in *People v. Johnson*, S004381, Crim. 22040:

1. Sealed Reporter's Transcript of In Camera Hearing before the Hon. Rex H. Sater, Judge of the Sonoma County Superior Court, June 13, 1980.
2. Sealed Reporter's Transcript of In Camera Hearing before the Hon. Rex H. Sater, Judge of the Sonoma County Superior Court, July 31, 1980.

It is further ordered that the above-referenced recipients of these records not release, or cause to be released, the above-referenced sealed records or the information contained therein, to any person (excepting their supervising attorneys). Unless otherwise ordered by this court, the sealed documents described in this order are to remain under seal, and to the extent the parties quote, disclose, or describe these materials in any court papers, those papers must be filed or lodged under seal, for which permission must first be sought under California Rule of Court, rule 8.160. Counsel's requests for access to other sealed materials are denied because the materials are not in the records of this court. This denial is without prejudice to counsel's seeking access to these sealed records in the superior court.

S077009

**PEOPLE v. CARRASCO
(ROBERT)**

Motion for access to sealed record granted

Respondent's "Motion for Copy of Sealed Transcript," filed on July 3, 2008, is granted. The clerk is directed to provide a copy of page three of the January 28, 1998 reporter's transcript, originally filed under seal, to respondent. On the court's own motion, the clerk is further directed to unseal the material referred to in Volume Two, page three of the January 28, 1998 reporter's transcript.

S162212

**ERVINE (DENNIS NEWTON)
ON H.C.**

Motion to file document under seal granted

The "Application for Leave to File Sealed Exhibits in Support of Petition for Writ of Habeas Corpus," filed on August 4, 2008, is granted. (Cal. Rules of Court, rule 8.160.) As to exhibits 183, 186, 204, and 205, the court makes the findings required by California Rules of Court, rules 2.550(d) and 8.160(e). The clerk is directed to file those exhibits under seal.

S164152

DIAMOND ON DISCIPLINE

Order filed

Petitioner's motion to strike respondent's answer to the petition for writ of review is denied.

SAN FRANCISCO

SEPTEMBER 10, 2008

1908

S165218

Petition denied

(accusation)

PINEDO, ACCUSATION OF

S165290

Petition denied

(accusation)

WHITNEY, ACCUSATION OF

S165358

Petition denied

(accusation)

BRUCE, ACCUSATION OF

S165514

Petition denied

(accusation)

**MANSOUR, ACCUSATION
OF**

S165548

ACCUSATION

Petition denied

(accusation)

**MCCLENDON,
OF**

S165730

Petition denied

(accusation)

BROOKS, ACCUSATION OF

S164152

Pet/writ of review denied; recommended discipline imposed

The court orders that STEPHEN RONALD DIAMOND, State Bar Number 183617, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. The court also orders that STEPHEN RONALD DIAMOND comply with rule 9.20 of the California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of the rule within 30 and 40 days, respectively, after the date this order is effective. (See Bus. & Prof. Code, § 6126, subd. (c).) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

DIAMOND ON DISCIPLINE

S164960**TURAJSKI ON DISCIPLINE**

Recommended discipline imposed

It is ordered that DAVID TURAJSKI, State Bar No. 155885, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on May 14, 2008. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10, and one-half of said costs be paid with membership fees for the next two billing cycles. It is further ordered that if respondent fails to pay any installment within the time provided herein or as may be modified by the State Bar Court pursuant to Business and Professions Code section 6086.10, subdivision (c), the remaining balance of the costs is due and enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S164961**ASHIKIAN ON DISCIPLINE**

Recommended discipline imposed

It is ordered that HAIG P. ASHIKIAN, State Bar No. 183083, be suspended from the practice of law for two years, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including 90 days actual suspension, recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on May 30, 2008. It is also ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of his actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 9.20 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S164963**ALLEN ON DISCIPLINE**

Recommended discipline imposed

It is ordered that TERRY L. ALLEN, State Bar No. 134039, be suspended from the practice of law for three years, that execution of the suspension be stayed, and that he be placed on probation for five years on condition that he be actually suspended for two years and until he has shown proof satisfactory to the State Bar Court of respondent's rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4 (c)(ii) of the Standards for

Attorney Sanctions for Professional Misconduct. Respondent is further ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on May 30, 2008. Credit toward the period of actual suspension must be given for the period of interim suspension which commenced on December 2, 2007 (*In re Young* (1989) 49 Cal.3d 257, 270). It is also ordered that respondent take and pass the Multistate Professional Responsibility Examination during the period of his actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn.8.) Respondent is further ordered to comply with rule 9.20 of the California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10, and one-third of said costs be paid with membership fees for the years 2009, 2010 and 2011. It is further ordered that if respondent fails to pay any installment within the time provided herein or as may be modified by the State Bar Court pursuant to Business and Professions Code section 6086.10, subdivision (c), the remaining balance of the costs is due and payable immediately unless relief has been granted under the Rules of Procedure of the State Bar of California (Rules Proc. of State Bar, rule 286). The payment of costs is enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S164964**CRISCIONE ON DISCIPLINE****Recommended discipline imposed**

It is ordered that JAMES PAUL CRISCIONE, State Bar No. 105622, be suspended from the practice of law for three years and until he makes specified restitution and complies with standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct, as set forth below, that execution of the suspension be stayed, and that he be actually suspended from the practice of law for two years and until he makes restitution to Timothy A. Liszewski in the amount of \$954 plus 10% interest per annum from February 18, 2004; and until he makes restitution to Michael Keller in the amount of \$2500 plus 10% interest per annum from July 20, 2004 (or to the Client Security Fund to the extent of any payment from the fund to Timothy A. Liszewski or to Michael Keller, plus interest and costs, in accordance with Business and Professions Code section 6140.5), and furnishes satisfactory proof thereof to the State Bar's Office of Probation in Los Angeles, as recommended by the Hearing Department of the State Bar Court in its decision filed on May 2, 2008, as modified by its order filed June 4, 2008; and until the State Bar Court grants a motion to terminate his actual suspension pursuant to rule 205 of the Rules of Procedure of the State Bar of California; and until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d). Respondent is also ordered to comply with the conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for termination of his actual suspension. It is further ordered that respondent take and pass the

Multistate Professional Responsibility Examination during the period of his actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that respondent comply with rule 9.20 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S164965**STIRLING ON DISCIPLINE**

Recommended discipline imposed: disbarred

It is hereby ordered that SCOT DOUGLAS STIRLING, State Bar No. 188063, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 9.20 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S166491**FULTON ON RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation of DIRK ALAN FULTON, State Bar No. 88404, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 9.20 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* It is recommended that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S166499**SWICKARD ON
RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation of AARON LA VELL SWICKARD, State Bar No. 212298, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 9.20 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* It is recommended that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

B208362

Second Appellate District

PEOPLE v. L. (DAVONTE)

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, Division One, is transferred to the Court of Appeal, Fourth Appellate District, Division Two.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 833)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SACRAMENTO SESSION
NOVEMBER 5 and 6, 2008**

The following cases are placed upon the calendar of the Supreme Court for oral argument at its courtroom in the Stanley Mosk Library and Courts Building, 914 Capitol Mall, Sacramento, California, on November 5 and 6, 2008.

WEDNESDAY, NOVEMBER 5, 2008 — 1:30 P.M.

S156898	In re Corrine W.
S142209	Prospect Medical Group, Inc., et al. v. Northridge Emergency Medical Group (<i>Werdegar, J., not participating; McDonald, J., assigned justice pro tempore</i>)
S156797	Patel v. Liebermensch et al.

THURSDAY, NOVEMBER 6, 2008 — 9:00 A.M.

S150371	Schatz v. Allen Matkins Leck Gamble & Mallory LLP
S156045	Musaelian v. Adams et al. (Warner, Objector)
S158043	In re Jose C.

Chief Justice

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c).)

